

AMENDED IN SENATE JULY 22, 2003

AMENDED IN SENATE JUNE 24, 2003

AMENDED IN ASSEMBLY APRIL 22, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1546**

**Introduced by Assembly Member Simitian  
(Coauthors: Assembly Members Mullin and Yee)**

February 21, 2003

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An act to ~~add Chapter 2.65 (commencing with Section 65089.11) to Division 1 of Title 7 of the Government Code, and to add Section 9250.5 to the Vehicle Code,~~ relating to local government.

LEGISLATIVE COUNSEL'S DIGEST

AB 1546, as amended, Simitian. ~~San Mateo County~~ *Local governments*: vehicle fee for congestion and stormwater management programs.

Existing law provides for the imposition by air districts and other local agencies of fees on the registration of motor vehicles in certain areas of the state that are in addition to the basic vehicle registration fee collected by the Department of Motor Vehicles.

This bill would ~~authorize the City/County Association of Governments of San Mateo County~~ *state the intent of the Legislature to explore the concept of allowing the governing body of a city, county, city and county, or joint powers association acting as an association of governments to impose an annual fee of up to \$4 on motor vehicles registered within San Mateo County the jurisdiction for a program for the management of traffic congestion and, stormwater pollution within*

~~that county, and other automobile-related impact abatement activities. The bill would require a program with performance measures and a budget before the fee may be imposed. The bill would require the Department of Motor Vehicles to collect the fee and distribute the proceeds, after deduction of specified administrative costs, to the association. The fee would terminate on January 1, 2009.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~yes~~ no. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 ~~SECTION 1.—Chapter 2.65 (commencing with Section~~  
2 ~~SECTION 1. It is the intent of the Legislature to explore the~~  
3 ~~concept of allowing the governing body of a city, county, city and~~  
4 ~~county, or joint powers agency acting as an association of~~  
5 ~~governments to impose a fee on motor vehicles registered within~~  
6 ~~the jurisdiction, for the purpose of funding congestion~~  
7 ~~management activities, stormwater pollution prevention, and~~  
8 ~~other automobile-related impact abatement activities.~~  
9 ~~65089.11) is added to Division 1 of Title 7 of the Government~~  
10 ~~Code, to read:~~

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12 ~~CHAPTER 2.65. MANAGEMENT OF TRAFFIC CONGESTION AND~~  
13 ~~STORMWATER POLLUTION IN SAN MATEO COUNTY~~  
14

15 ~~65089.11.—(a) The City/County Association of Governments~~  
16 ~~of San Mateo County, which has been formed by the resolutions~~  
17 ~~of a majority of the city councils and the board of supervisors~~  
18 ~~within San Mateo County, and which represents a majority of the~~  
19 ~~population in the incorporated area of San Mateo County, may~~  
20 ~~impose a fee of up to four dollars (\$4) on motor vehicles registered~~  
21 ~~within San Mateo County. The City/County Association of~~  
22 ~~Governments of San Mateo County may impose the fee only if the~~  
23 ~~board of the association adopts a resolution providing for both the~~  
24 ~~fee and a corresponding program for the management of traffic~~  
25 ~~congestion and stormwater pollution within San Mateo County as~~  
26 ~~set forth in Sections 65089.12 and 65089.13.~~

27 ~~(b) A fee imposed pursuant to this section shall not become~~  
28 ~~operative until July 1, 2004, pursuant to the resolution adopted by~~  
29 ~~the board in subdivision (a).~~



1 ~~(c) The fee shall terminate on January 1, 2009, unless~~  
2 ~~reauthorized by the Legislature.~~

3 ~~65089.12. (a) The fees distributed to the City/County~~  
4 ~~Association of Governments of San Mateo County pursuant to~~  
5 ~~Section 9250.5 of the Vehicle Code shall be used for purposes of~~  
6 ~~congestion management and stormwater pollution prevention as~~  
7 ~~specified in its adopted congestion management program,~~  
8 ~~pursuant to Section 65089, and its approved National Pollutant~~  
9 ~~Discharge Elimination System permit issued pursuant to the~~  
10 ~~federal Clean Water Act (33 U.S.C. Sec. 1251 et seq.).~~

11 ~~(b) Not more than 5 percent of the fees distributed to the~~  
12 ~~City/County Association of Governments of San Mateo County~~  
13 ~~shall be used by the association for its administrative costs~~  
14 ~~associated with the program.~~

15 ~~65089.13. Prior to the imposition of the fee by the~~  
16 ~~City/County Association of Governments of San Mateo County,~~  
17 ~~a specific program with performance measures and a budget shall~~  
18 ~~first be developed and adopted by the association at a noticed~~  
19 ~~public hearing.~~

20 ~~SEC. 2.—Section 9250.5 is added to the Vehicle Code, to read:~~

21 ~~9250.5. (a) The department shall, if requested by the~~  
22 ~~City/County Association of Governments of San Mateo County,~~  
23 ~~collect the fee imposed pursuant to Section 65089.11 of the~~  
24 ~~Government Code upon the registration or renewal of registration~~  
25 ~~of any motor vehicle registered in the county, except those vehicles~~  
26 ~~that are expressly exempted under this code from the payment of~~  
27 ~~registration fees.~~

28 ~~(b) After deducting all costs incurred pursuant to this section,~~  
29 ~~the department shall distribute the revenues to the City/County~~  
30 ~~Association of Governments of San Mateo County.~~

